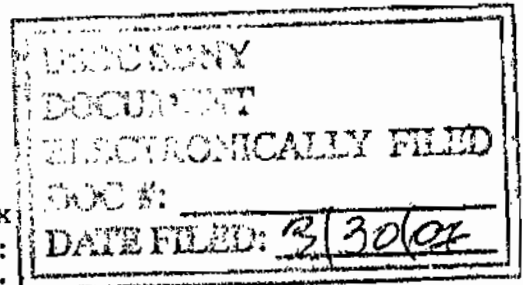


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



UNITED STATES OF AMERICA,

- v. -

PHILLIP R. BENNETT, ROBERT C. TROSTEN,
and TONE N. GRANT,

Defendants.


MEMORANDUM

05 CR 1192 (NRB)

NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE

I have signed the restraining order submitted by the government relating to certain assets of defendants Robert Trosten and Tone Grant. Our research supports the government's position that such orders can be secured ex parte. However, I recognize the caselaw suggests bases upon which a defendant can challenge such a restraining order. Should there come a time when a defendant believes that he has a basis to challenge the restraining order and a resolution cannot be worked out between that defendant and the government, we will, of course, entertain an appropriate motion.

DATED: New York, New York
March 29, 2007


NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE

Copies of the foregoing Order have been faxed and mailed on this date to the following:

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